

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

United States Patent Application



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JUN 28 2002
IC 1700

Application Number..... 09/636157
Confirmation Number 6508
Filing Date Aug. 08, 2000
Applicant(s) Anil Vasudeo Virkar,
Jan-Fong Jue, Kuan-Zong Fung
Group Art Unit..... 1755
Examiner..... Michael Marcheschi
Attorney's Docket Number MS2034-1
05577.001
Title "ALKALI-METAL-BETA- AND
BETA"-ALUMINA AND GALLATE
POLYCRYSTALLINE CERAMICS
AND FABRICATION BY A VAPOR
PHASE METHOD"

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

REJECTION OVER A PRIOR PATENT

The owner, Materials and Systems Research, Inc., owner of full interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,117,807. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a

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maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Fee Authorization

The Commissioner is hereby authorized to charge payment of the fee under 35 U.S.C. 1.20(d) (\$55.00) or any other fees required for this paper or to credit any refunds to Deposit Account No. 50-0581. This application is on behalf of a small entity.

Respectfully submitted;

Dated: May 28, 2002 By: James L. Sonntag
James L. Sonntag
Attorney of Record
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